

DEPARTMENT OF THE ARMY  
Omaha District, Corps of Engineers  
106 South 15th Street  
Omaha, Nebraska 68102-1618

:NOTICE: Failure to acknowledge : Solicitation No. DACW45 02 B 0014  
:all amendments may cause rejec- :  
:tion of the bid. See FAR : Date of Issue: 02 Sep 2003  
:52.214-3 of Section 00100 : NEW Date of Receiving Proposals:  
15 Sep 2003

Amendment No. 0009  
02 September 2003

SUBJECT: Amendment No. 0009 to Request for Proposal Solicitation Package for  
Construction of **FLOOD PROTECTION PROJECT, VAN BIBBER CREEK, ARVADA, CO.**  
Solicitation No. DACW45 02 B 0014.

TO: Prospective Offerors and Others Concerned

1. The invitations for bids is hereby cancelled. The solicitation will be completed under negotiated procedures. The contents of this amendment constitute the Government's portion of negotiations.

2. The specifications and drawings for subject project are hereby modified as follows (revise all specification indices, attachment lists, and drawing indices accordingly).

a. Specifications. (Descriptive Changes.)

(1) Section 00100, delete paragraph 9 BID GUARANTEE and substitute "NOT USED."

(2) Section 00700, delete the following clauses:

\*FAR 52.214-26 AUDIT AND RECORDS--SEALED BIDDING (OCT 1997)

\*FAR 52.214-27 PRICE REDUCTION FOR DEFECTIVE COST OR PRICING DATA--  
MODIFICATIONS--SEALED BIDDING (OCT 1997)

\*FAR 52.214-28 SUBCONTRACTOR COST OR PRICING DATA--MODIFICATIONS--SEALED  
BIDDING (OCT 1997)

(3) Section 00700, add the following new clauses (Note: Clauses are added by reference only):

\*FAR 52.215-2 AUDIT AND RECORDS-NEGOTIATION (JUNE 1999)

\*FAR 52.215-10 PRICE REDUCTION FOR DEFECTIVE COST OR PRICING DATA (OCT

1997)

\*FAR 52.215-12 SUBCONTRACTOR COST OR PRICING DATA (OCT 1997)

\*FAR 52.215-15 PENSION ADJUSTMENTS AND ASSET REVERSIONS (DEC 1998)

\*FAR 52.215-16 FACILITIES CAPITAL COST OF MONEY (JUNE 2003)

\*FAR 52.215-17 WAIVER OF FACILITIES CAPITAL COST OF MONEY (OCT 1997)

\*FAR 52.215-18 REVERSION OR ADJUSTMENT OF PLANS FOR POST RETIREMENT  
BENEFITS (PRB) OTHER THAN PENSIONS (OCT 1997)

(4) Section 03301 Page 6, Cast-in-Place Structural Concrete,  
paragraph 1.2, Submittals: Add the following under heading SD-03 Product  
Data.

"Grout for Grouted Stone Boulders; G-DO

Manufacturer's literature shall be provided to include a color chart and  
grout mixing requirements"

(5) Section 03301 Page 15, Cast-in-Place Structural Concrete,  
paragraph 2.11, Fiber-Reinforced Grout: Add the following to the end of the  
paragraph, "Grout used in grouted stone boulder construction shall be an  
earth tone color, generally matching the color of stone boulders selected for  
the project. Grout color shall be submitted for review and approval  
(reference paragraph 1.2, Submittals)."

b. Specifications (New and/or Revised and Reissued). Delete and  
substitute or add specification pages as noted below. The substituted pages are  
revised and reissued with this amendment.

<u>Pages Deleted</u>	<u>Pages Substituted or Added</u>
00010-1 thru 00010-4	00010-1 & 00010-2
General Wage Decision No. CO030012	General Wage Decision No. CO030012 dated 8/15/03
Section 01550 Measurement and Payment	----

c. Drawings (Reissued). The following drawing sheets are revised  
with latest revision date of 02 September 2003, and reissued with this  
amendment.

**Downstream Segment**

- (1) Sheet U-1.
- (2) Sheet U-2.

3. This amendment is a part of the proposing papers and its receipt shall be acknowledged on the new Standard Form 1442. All other conditions and requirements of the request for proposal remain unchanged. If the proposals have been mailed prior to receiving this amendment, you will notify the office where proposals are received, in the specified manner, immediately of its receipt and of any changes in your proposal occasioned thereby.

a. Hand-Carried Proposals shall be delivered to the U.S. Army Corps of Engineers, Omaha District, Contracting Division (Room 301), 106 South 15th Street, Omaha, Nebraska 68102-1618.

b. Mailed Proposals shall be addressed as noted in Item 8 on Page 00010-1 of Standard Form 1442.

4. Offers will be received until 3:00 p.m., local time at place of receiving proposals, 15 Sep 2003. There is no public opening of proposals.

5. Bid Bonds are not required for this proposal.

U.S. Army Engineer District, Omaha  
Corps of Engineers  
106 South 15th Street  
Omaha, Nebraska 68102-1618

Attachments:

General Wage Decision No. CO030012 dated 8/15/2003  
Standard Form 1442 Pages 00010-1 and 00010-2  
Dwgs. listed in 2.c. above

02 September 2003  
MFS/4411

<b>SOLICITATION, OFFER, AND AWARD</b> (Construction, Alteration, or Repair)	1. SOLICITATION NO.	2. TYPE OF SOLICITATION	3. DATE ISSUED	PAGE OF PAGES
	DACW45-02-B-0014	<input type="checkbox"/> SEALED BID (IFB) <input checked="" type="checkbox"/> NEGOTIATED (RFP)	02 Sep 2003	1 OF 2

IMPORTANT - The "offer" section on the reverse must be fully completed by offeror.

4. CONTRACT NO.	5. REQUISITION/PURCHASE REQUEST NO.	6. PROJECT NO.
7. ISSUED BY	CODE	8. ADDRESS OFFER TO
	CT	
U S ARMY ENGINEER DISTRICT, OMAHA 106 South 15th Street Omaha, Nebraska 68102-1618		U.S.ARMY CORPS OF ENGINEERS, OMAHA Attn: CONTRACTING DIVISION (CENWO-CT) 106 South 15th Street Omaha, Nebraska 68102-1618
9. FOR INFORMATION CALL:	A. NAME	B. TELEPHONE NO. (Include area code) (NO COLLECT CALLS)
	See SECTION 00100, Para. 25	See SECTION 00100, Para. 25

### SOLICITATION

NOTE: In sealed bid solicitations "offer" and "offeror" mean "bid" and "bidder".

10. THE GOVERNMENT REQUIRES PERFORMANCE OF THE WORK DESCRIBED IN THESE DOCUMENTS (Title, identifying no., date):

The Offeror hereby agrees to do all the work described in these documents entitled:

Flood Protection Project  
 Van Bibber Creek  
 Arvada, CO

RETURN WITH PROPOSAL: INFORMATION REQUIRED BY; SECTION 00010 (SF1442); AND SECTION 00600

OTHER BONDING INFORMATION: SEE CONTRACT CLAUSES CLAUSE "PERFORMANCE AND PAYMENT BONDS".

11. The Contractor shall begin performance within <u>10</u> calendar days and complete it within <u>730</u> calendar days after receiving <input type="checkbox"/> award, <input checked="" type="checkbox"/> notice to proceed. This performance period is <input checked="" type="checkbox"/> mandatory, <input type="checkbox"/> negotiable. (See _____.)	12A. THE CONTRACTOR MUST FURNISH ANY REQUIRED PERFORMANCE AND PAYMENT BONDS? (If "YES," indicate within how many calendar days after award in Item 12B.) <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	12B. CALENDAR DAYS <u>10</u>
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13. ADDITIONAL SOLICITATION REQUIREMENTS:

- A. Sealed offers in original and 0 copies to perform the work required are due at the place specified in Item 8 by 3:00 pm (hour) local time 15 Sep 2003 (date). If this is a sealed bid solicitation, offers must be publicly opened at that time. Sealed envelopes containing offers shall be marked to show the offeror's name and address, the solicitation number, and the date and time offers are due.
- B. An offer guarantee ☐ is, ☒ is not required.
- C. All offers are subject to the (1) work requirements, and (2) other provisions and clauses incorporated in the solicitation in full text or by reference.
- D. Offers providing less than 60 calendar days for Government acceptance after the date offers are due will not be considered and will be rejected.

14. NAME AND ADDRESS OF OFFEROR (Include ZIP Code)  <div style="color: blue; margin-top: 10px;">DUNS Number:</div>				15. TELEPHONE NO. (Include area code)  16. REMITTANCE ADDRESS (Include only if different than Item 14)			
CODE		FACILITY CODE					
17. The offeror agrees to perform the work required at the prices specified below in strict accordance with the terms of this solicitation, if this offer is accepted by the Government in writing within <u>60</u> calendar days after the date offers are due. (Insert any number equal to or greater than the minimum requirement stated in Item 13D. Failure to insert any number means the offeror accepts the minimum in Item 13D.)							
<b>AMOUNTS</b>		<div style="color: blue;">Entire Work, Complete \$ _____</div> <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <span style="color: blue;">Contractor's Fax No. _____</span> <span style="color: blue;">CAGE CODE _____</span> </div> <div style="color: blue;">Contractor's E-Mail address _____</div>					
18. The offeror agrees to furnish any required performance and payment bonds.							
<b>19. ACKNOWLEDGMENT OF AMENDMENTS</b> (The offeror acknowledges receipt of amendments to the solicitation - give number and date of each)							
AMENDMENT NO.							
DATE							
20A. NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print)				20B. SIGNATURE		20C. OFFER DATE	
<b>AWARD (To be completed by Government)</b>							
21. ITEMS ACCEPTED:							
22. AMOUNT				23. ACCOUNTING AND APPROPRIATION DATA			
24. SUBMIT INVOICES TO ADDRESS SHOWN IN (4 copies unless otherwise specified)			ITEM  <div style="color: blue; font-size: 1.2em;">26</div>	25. OTHER THAN FULL AND OPEN COMPETITION PURSUANT TO  <div style="display: flex; justify-content: space-between;"> <span><input type="checkbox"/> 10 U.S.C. 2304(c) (     )</span> <span><input type="checkbox"/> 41 U.S.C. 253(c) (     )</span> </div>			
26. ADMINISTERED BY  <div style="color: blue;">U.S. Army Engineer District, Omaha 106 South 15th Street Omaha, Nebraska 68102-1618</div>			27. PAYMENT WILL BE MADE BY  <div style="color: blue;">USAED Omaha c/o USACE Finance Center 5722 Integrity Drive Millington, TN 38054-5005</div>				
<b>CONTRACTING OFFICER WILL COMPLETE ITEM 28 OR 29 AS APPLICABLE</b>							
<input type="checkbox"/> <b>28. NEGOTIATED AGREEMENT</b> (contractor is required to sign this document and return _____ copies to issuing office.) Contractor agrees to furnish and deliver all items or perform all work, requisitions identified on this form and any continuation sheets for the consideration stated in this contract. The rights and obligations of the parties to this contract shall be governed by (a) this contract award, (b) the solicitation, and (c) the clauses, representations, certifications, and specifications incorporated by reference in or attached to this contract.				<input type="checkbox"/> <b>29. AWARD</b> (Contractor is not required to sign this document.) Your offer on this solicitation, is hereby accepted as to the items listed. This award consummates the contract, which consists of (a) the Government solicitation and your offer, and (b) this contract award. No further contractual document is necessary.			
30A. NAME AND TITLE OF CONTRACTOR OR PERSON AUTHORIZED TO SIGN (Type or print)				31A. NAME OF CONTRACTING OFFICER (Type or print)			
30B. SIGNATURE		30C. DATE		31B. UNITED STATES OF AMERICA  BY		31C. AWARD DATE	

GENERAL DECISION CO030012 08/15/03 CO12

General Decision Number CO030012 08/15/2003

Superseded General Decision Number: CO020012

State: Colorado

Construction Types: Heavy

Counties: Adams, Arapahoe, Boulder, Denver, Douglas, El Paso,  
Jefferson, Larimer, Mesa, Pueblo and Weld Counties in Colorado.

HEAVY CONSTRUCTION PROJECTS

Modification Number	Publication Date
0	06/13/2003
1	08/15/2003

ASBE0028-001 01/01/2003

	Rates	Fringes
Asbestos Workers/Insulator (Includes application of all insulating materials, protective coverings, coatings and finishings to all types of mechanical systems).....	\$ 18.57	5.95

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BRCO0007-006 01/01/2002

ADAMS, ARAPAHOE, BOULDER, DENVER, DOUGLAS, AND JEFFERSON  
COUNTIES

	Rates	Fringes
Bricklayer.....	\$ 21.27	6.60

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BRCO0007-007 05/01/2002

EL PASO AND PUEBLO COUNTIES

	Rates	Fringes
Bricklayer.....	\$ 21.27	6.60

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CARP2834-001 05/01/2003

	Rates	Fringes
Millwright.....	\$ 24.49	6.66

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ELEC0012-004 09/01/2002

PUEBLO COUNTY

	Rates	Fringes
Electrician		
.....	\$ 18.98	7.94
Electrical work where the total cost is \$200,000 or less		
Electricians:		
.....	\$ 23.74	7.94
Electrical work where the total cost is over \$200,000		

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\* ELEC0068-001 06/01/2003

ADAMS, ARAPAHOE, BOULDER, DENVER, DOUGLAS, JEFFERSON, LARIMER,  
AND WELD COUNTIES

	Rates	Fringes
Electrician.....	\$ 27.91	8.67

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ELEC0111-001 09/01/2002

	Rates	Fringes
Line Construction:		
Groundman.....	\$ 14.05	20.75%+2.3
Lineman.....	\$ 27.36	20.75%+2.3

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ELEC0113-002 01/01/2003

EL PASO COUNTY

	Rates	Fringes
Electrician.....	\$ 24.10	3%+10.59

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ELEC0969-002 06/01/2000

MESA COUNTY

	Rates	Fringes
Electrician.....	\$ 20.35	4%+5.14

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ENGI0009-001 05/01/2003

	Rates	Fringes
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Power equipment operators:		
Blade, Finish.....	\$ 20.92	5.77
Blade: Rough.....	\$ 20.62	5.77
Bulldozer.....	\$ 20.62	5.77
Cranes: 50 tons and under.....	\$ 20.77	5.77
Cranes: 51 to 90 tons.....	\$ 20.92	5.77
Cranes: 91 to 140 tons.....	\$ 21.07	5.77
Cranes: 141 tons and over.....	\$ 21.83	5.77
Forklift.....	\$ 20.27	5.77
Mechanic.....	\$ 20.77	5.77
Oiler.....	\$ 19.92	5.77
Roller:		
Self-propelled, rubber tires under 5 tons.....	\$ 20.27	5.77
Scraper: Single bowl under 40 cubic yards.....	\$ 20.77	5.77
Self-propelled, all types over 5 tons.....	\$ 20.62	5.77
Single bowl, including pups 40 cubic yards and over and tandem bowls.....	\$ 20.92	5.77
Trackhoe.....	\$ 20.77	5.77

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IRON0024-003 08/01/2002

	Rates	Fringes
Ironworkers:.....	\$ 22.00	7.61
Structural		

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LABO0086-001 05/01/2003

	Rates	Fringes
Laborers:		
Pipelayer.....	\$ 16.29	4.25

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PLUM0003-005 07/01/2002

ADAMS, ARAPAHOE, BOULDER, DENVER, DOUGLAS (Northern half),  
JEFFERSON, LARIMER AND WELD COUNTIES

	Rates	Fringes
Plumber.....	\$ 26.52	6.64

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PLUM0020-002 07/01/2002

PUEBLO COUNTY



	Rates	Fringes
Plumbers and Pipefitters		
Free Zone - 0 to 40 miles.....	\$ 19.85	6.81

Zone 1 - 40 miles and over: \$19.85 per hour + \$32.00 per day per diem will be paid on projects over 40 miles (Zone 1) measured in practical driving miles by the shortest route, beginning at 5th and Main Streets in Pueblo, Colorado, when the employee stays overnight or drives their own vehicle.

Hazardous pay: Add \$2.20 per hour to base rate. Hazardous pay applies to projects at chemical plants, steel mills, cement plants, power generator plants, process piping at manufacturing plants, food processing plants, and all projects which may present a health hazard or serious personal injury.

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PLUM0058-002 07/01/2002

EL PASO AND DOUGLAS (Southern half) COUNTIES

	Rates	Fringes
Plumbers and Pipefitters.....	\$ 24.95	7.40

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PLUM0145-002 05/01/2002

MESA COUNTY

	Rates	Fringes
Plumbers and Pipefitters.....	\$ 21.28	6.45

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PLUM0208-004 07/01/2002

ADAMS, ARAPAHOE, BOULDER, DENVER, DOUGLAS (Northern half),  
LARIMER AND WELD COUNTIES

	Rates	Fringes
Pipefitter.....	\$ 26.62	6.54

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\* SHEE0009-002 07/01/2003

	Rates	Fringes
Sheet metal worker.....	\$ 29.25	9.59

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SUCO2001-006 12/20/2001

	Rates	Fringes
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Boilermaker.....	\$ 17.60	
Carpenters:		
All Other Work.....	\$ 15.14	3.37
Form Building and Setting.....	\$ 16.97	2.74
Cement Mason/Concrete Finisher.....	\$ 17.31	2.85
Ironworker, Reinforcing.....	\$ 18.83	3.90
Laborers:		
Common.....	\$ 11.22	2.92
Flagger.....	\$ 8.91	3.80
Landscape.....	\$ 12.56	3.21
Painters:		
Brush, Roller & Spray.....	\$ 15.81	3.26
Power equipment operators:		
Backhoe.....	\$ 16.36	2.48
Front End Loader.....	\$ 17.24	3.23
Skid Loader.....	\$ 15.37	4.41

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TEAM0435-001 05/01/2000

	Rates	Fringes
Truck drivers:		
Pickup.....	\$ 14.21	5.27
Tandem/Semi and Water.....	\$ 14.93	5.27

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WELDERS - Receive rate prescribed for craft performing  
operation to which welding is incidental.  
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Unlisted classifications needed for work not included within  
the scope of the classifications listed may be added after  
award only as provided in the labor standards contract clauses  
(29CFR 5.5 (a) (1) (ii)).

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In the listing above, the "SU" designation means that rates  
listed under the identifier do not reflect collectively  
bargained wage and fringe benefit rates. Other designations  
indicate unions whose rates have been determined to be  
prevailing.  
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WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations

Wage and Hour Division

U.S. Department of Labor

200 Constitution Avenue, N.W.

Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator

U.S. Department of Labor

200 Constitution Avenue, N.W.

Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board

U.S. Department of Labor

200 Constitution Avenue, N.W.

Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION